

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 7095

IN THE MATTER OF:

Served March 19, 2003

JOSEPH LANE, JR., Trading as)
LANE'S TRANSPORTATION, Revocation)
of Certificate of Insurance and)
Investigation of Suspension and)
Revocation of Certificate No. 526)

Case No. MP-2003-25

Under Regulation No. 58-09, the Commission may, upon thirty (30) days' notice, revoke its approval of any WMATC Certificate of Insurance and Policy Endorsement (WMATC Insurance Endorsement) if, in the judgment of the Commission, such security does not comply with the Commission's regulations or for any reason fails to provide satisfactory or adequate protection for the public.

On March 13, 2003, Burns & Wilcox Ltd., an underwriter for National Casualty Insurance Company, filed on respondent's behalf a \$1.5 million WMATC Insurance Endorsement executed March 11, 2003. Accompanying the Endorsement was a Burns & Wilcox memo dated March 12, 2003, explaining that the policy only covers one specific vehicle, notwithstanding the Endorsement's declaration that the policy is amended to cover respondent's use of any vehicle in performing transportation subject to certification under the Compact, whether or not such motor vehicle is described in the policy. Obviously, this calls into question National Casualty's commitment to pay non-litigated claims in accordance with the Endorsement's expanded coverage as bound by Burns & Wilcox.

Accordingly, the WMATC Insurance Endorsement filed on March 13, 2003, shall be revoked. Respondent shall have thirty days to file a newly executed WMATC Insurance Endorsement. If respondent files a National Casualty Endorsement executed by Burns & Wilcox, then a separate written affirmation of National Casualty's commitment to pay claims in accordance with the Endorsement will be required, as well.

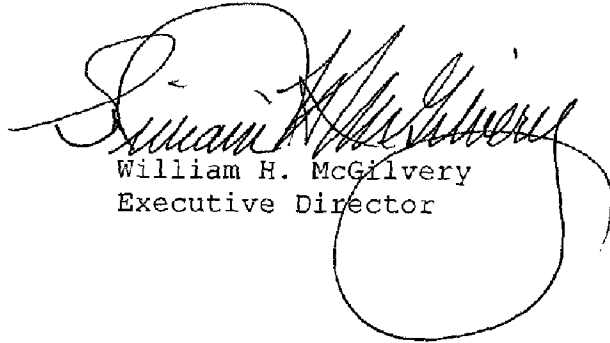
THEREFORE, IT IS ORDERED:

1. That respondent's \$1.5 million WMATC Insurance Endorsement filed March 13, 2003, is hereby revoked, effective thirty days from the date of this order.

2. That respondent shall have thirty days to file a newly executed WMATC Insurance Endorsement and, if a National Casualty Endorsement executed by Burns & Wilcox, a separate written affirmation of National Casualty's commitment to pay claims in accordance with the Endorsement.

3. That Certificate No. 526 shall be automatically suspended under Regulation No. 58-02, and subject to revocation pursuant to Article XI, Section 10(c), of the Compact, if respondent fails to comply with this order within thirty days.

FOR THE COMMISSION:



William H. McGilvery
Executive Director